

- 1 2. Local governmental units, as defined in s. 19.42 (7u).
- 2 3. Insurance companies.
- 3 4. Trust companies.
- 4 5. Banks.
- 5 6. Savings banks.
- 6 7. Savings and loan associations.
- 7 8. Investment companies.
- 8 9. Personal representatives.
- 9 10. Trustees.
- 10 11. Other fiduciaries not listed in this paragraph.

11 (b) The authority's bonds are securities that may be deposited with and
12 received by any officer or agency of the state or any local governmental unit, as
13 defined in s. 19.42 (7u), for any purpose for which the deposit of bonds or obligations
14 of the state or any local governmental unit is authorized by law.

15 **(12) BUDGETS; RATES AND CHARGES; AUDIT.** The board of directors of an authority
16 shall annually prepare a budget for the authority. Rates and other charges received
17 by the authority shall be used only for the general expenses and capital expenditures
18 of the authority, to pay interest, amortization, and retirement charges on bonds, and
19 for specific purposes of the authority and may not be transferred to any political
20 subdivision. The authority shall maintain an accounting system in accordance with
21 generally accepted accounting principles and shall have its financial statements and
22 debt covenants audited annually by an independent certified public accountant.

23 **(13) WITHDRAWAL FROM AUTHORITY.** ^(a) ~~A participating political subdivision that~~
24 ^{1, 2, 3, 4, or 5.} ~~participating political subdivision that~~ ^{cap 3} ~~joined an authority under sub. (2) (a) 2. or 3, (b) 2., or (c) 2. may withdraw from an~~
25 authority if all of the following conditions are met:

ARC

1. (a) The governing body of the political subdivision adopts a resolution requesting withdrawal of the political subdivision from the authority.

2. (b) The political subdivision has paid, or made provision for the payment of, all obligations of the political subdivision to the authority.

(14) DUTY TO PROVIDE TRANSIT SERVICE. An authority shall provide, or contract for the provision of, transit service within the authority's jurisdictional area.

(16) OTHER STATUTES. This section does not limit the powers of political subdivisions to enter into intergovernmental cooperation or contracts or to establish separate legal entities under s. 66.0301 or 66.1021 or any other applicable law, or otherwise to carry out their powers under applicable statutory provisions. Section 66.0803 (2) does not apply to an authority.

***-1093/3.3* SECTION 1496.** 66.1105 (6) (ae) of the statutes is created to read:

66.1105 (6) (ae) With regard to each district for which the department of revenue authorizes the allocation of a tax increment under par. (a), the department shall charge the city that created the district an annual administrative fee of \$150 that the city shall pay to the department no later than May 15.

***-1093/3.4* SECTION 1497.** 66.1106 (7) (am) of the statutes is created to read:

66.1106 (7) (am) With regard to each district for which the department authorizes the allocation of a tax increment under par. (a), the department shall charge the political subdivision that created the district an annual administrative fee of \$150 that the political subdivision shall pay to the department no later than May 15.

***-1647/P2.1* SECTION 1498.** 66.1113 (1) (a) of the statutes is amended to read:

66.1113 (1) (a) "Infrastructure expenses" means the costs of purchasing, constructing, or improving parking lots; access ways; transportation facilities,

1 including roads and bridges; sewer and water facilities; exposition center facilities
2 used primarily for conventions, expositions, trade shows, musical or dramatic
3 events, or other events involving educational, cultural, recreational, sporting, or
4 commercial activities; parks, boat ramps, beaches, and other recreational facilities;
5 fire fighting equipment; police vehicles; ambulances; and other equipment or
6 materials dedicated to public safety or public works.

7 ***-1578/P5.19* SECTION 1499.** 66.1305 (2) (a) 2. of the statutes is repealed and
8 recreated to read:

9 66.1305 (2) (a) 2. "Technology-based incubator" means a facility that provides
10 a new or expanding technically-oriented business with all of the following:

- 11 a. Office and laboratory space.
- 12 b. Shared clerical and other support service.
- 13 c. Managerial and technical assistance.

14 ***-1578/P5.20* SECTION 1500.** 66.1305 (2) (c) 3. of the statutes is repealed.

15 ***-1578/P5.21* SECTION 1501.** 66.1333 (2m) (d) 8. of the statutes is amended
16 to read:

17 66.1333 (2m) (d) 8. Studying the feasibility of an initial design for a
18 technology-based incubator, and developing and operating a technology-based
19 incubator ~~and applying for a grant under s. 560.14 (3) in connection with a~~
20 ~~technology-based incubator.~~

21 ***-1578/P5.22* SECTION 1502.** 66.1333 (2m) (t) of the statutes is repealed and
22 recreated to read:

23 66.1333 (2m) (t) "Technology-based incubator" means a facility that provides
24 a new or expanding technically-oriented business with all of the following:

- 25 1. Office and laboratory space.

1 2. Shared clerical and other support service.

2 3. Managerial and technical assistance.

3 *-1139/2.12* SECTION 1503. 67.01 (5) of the statutes is amended to read:

4 67.01 (5) "Municipality" means any of the following which is authorized to levy
5 a tax: a county, city, village, town, school district, board of park commissioners,
6 technical college district, metropolitan sewerage district created under ss. 200.01 to
7 200.15 or 200.21 to 200.65, town sanitary district under subch. IX of ch. 60, transit
8 authority created under s. 66.1039, public inland lake protection and rehabilitation
9 district established under s. 33.23, 33.235, or 33.24, and any other public body
10 empowered to borrow money and issue obligations to repay the money out of public
11 funds or revenues. "Municipality" does not include the state.

12 *-1693/1.7* SECTION 1504. 67.01 (9) (intro.) of the statutes is amended to read:

13 67.01 (9) (intro.) This chapter is not applicable to appropriation bonds issued
14 by a county under s. 59.85 or by a 1st class city under s. 62.62 and, except ss. 67.08
15 (1), 67.09 and 67.10, is not applicable:

16 *-1693/1.8* SECTION 1505. 67.05 (5) (b) of the statutes is amended to read:

17 67.05 (5) (b) No city or village may issue bonds for any purposes other than for
18 water systems, lighting works, gas works, bridges, street lighting, street
19 improvements, street improvement funding, hospitals, airports, harbor
20 improvements, river improvements, breakwaters and protection piers, sewerage,
21 garbage disposal, rubbish or refuse disposal, any combination of sewage, garbage or
22 refuse or rubbish disposal, parks and public grounds, swimming pools and band
23 shells, veterans housing projects, paying the municipality's portion of the cost of
24 abolishing grade crossings, for the construction of police facilities and combined fire
25 and police safety buildings, for the purchase of sites for engine houses, for fire

1 engines and other equipment of the fire department, for construction of engine
2 houses, and for pumps, water mains, reservoirs and all other reasonable facilities for
3 fire protection apparatus or equipment for fire protection, for parking lots or other
4 parking facilities, for school purposes, for libraries, for buildings for the housing of
5 machinery and equipment, for acquiring and developing sites for industry and
6 commerce as will expand the municipal tax base, for financing the cost of
7 low-interest mortgage loans under s. 62.237, for providing financial assistance to
8 blight elimination, slum clearance, community development, redevelopment and
9 urban renewal programs and projects under ss. 66.1105, 66.1301 to 66.1329 and
10 66.1331 to 66.1337, to issue appropriation bonds under s. 62.62 to pay unfunded prior
11 service liability with respect to an employee retirement system, or for University of
12 Wisconsin System college campuses, as defined in s. 36.05 (6m), until the proposition
13 for their issue for the special purpose has been submitted to the electors of the city
14 or village and adopted by a majority vote. Except as provided under sub. (15), if the
15 common council of a city or the village board of a village declares its purpose to raise
16 money by issuing bonds for any purpose other than those specified in this subsection,
17 it shall direct by resolution, which shall be recorded at length in the record of its
18 proceedings, the clerk to call a special election for the purpose of submitting the
19 question of bonding to the city or village electors. If a number of electors of a city or
20 village equal to at least 15% of the votes cast for governor at the last general election
21 in their city or village sign and file a petition conforming to the requirements of s. 8.40
22 with the city or village clerk requesting submission of the resolution, the city or
23 village may not issue bonds for financing the cost of low-interest mortgage loans
24 under s. 62.237 without calling a special election to submit the question of bonding
25 to the city or village electors for their approval.

1 ***-0467/1.3* SECTION 1506.** 67.05 (6m) (a) of the statutes is amended to read:

2 67.05 **(6m)** (a) An initial resolution adopted by a technical college district board
3 for an issue of bonds in an amount of money not exceeding \$1,000,000 \$1,500,000 for
4 building remodeling or improvement need not be submitted to the electors of the
5 district for approval unless within 30 days after the initial resolution is adopted there
6 is filed with the technical college district secretary a petition conforming to the
7 requirements of s. 8.40 requesting a referendum thereon. Such a petition shall be
8 signed by electors from each county lying wholly or partially within the district. The
9 number of electors from each county shall equal at least 1.5% of the population of the
10 county as determined under s. 16.96 (2) (c). If a county lies in more than one district,
11 the technical college system board shall apportion the county's population as
12 determined under s. 16.96 (2) (c) to the districts involved and the petition shall be
13 signed by electors equal to the appropriate percentage of the apportioned population.
14 Any initial resolution adopted under sub. (1) in an amount of money not exceeding
15 \$1,000,000 \$1,500,000 at the discretion of the district board, may be submitted to the
16 electors without waiting for the filing of a petition. All initial resolutions adopted
17 under sub. (1) in an amount of money in excess of \$1,000,000 \$1,500,000 or more for
18 building remodeling or improvement shall be submitted to the electors of the district
19 for approval. If a referendum is duly petitioned or required under this subsection,
20 bonds may not be issued until the electors of the district have approved the issue.

21 ***-1693/1.9* SECTION 1507.** 67.12 (12) (a) of the statutes is amended to read:

22 67.12 **(12)** (a) Any municipality may issue promissory notes as evidence of
23 indebtedness for any public purpose, as defined in s. 67.04 (1) (b), including but not
24 limited to paying any general and current municipal expense, and refunding any
25 municipal obligations, including interest on them. Each note, plus interest if any,

1 shall be repaid within 10 years after the original date of the note, except that notes
2 issued under this section for purposes of ss. 119.498, 145.245 (12m), 281.58, 281.59,
3 281.60, 281.61, and 292.72 issued to raise funds to pay a portion of the capital costs
4 of a metropolitan sewerage district, or issued by a 1st class city or a county having
5 a population of 500,000 or more, to pay unfunded prior service liability with respect
6 to an employee retirement system, shall be repaid within 20 years after the original
7 date of the note.

8 ***-0467/1.4* SECTION 1508.** 67.12 (12) (e) 5. of the statutes is amended to read:
9 67.12 (12) (e) 5. Within 10 days of the adoption by a technical college district
10 board of a resolution under subd. 1. to issue a promissory note for a purpose under
11 s. 38.16 (2), the secretary of the district board shall publish a notice of such adoption
12 as a class 1 notice, under ch. 985. The notice need not set forth the full contents of
13 the resolution, but shall state the amount proposed to be borrowed, the method of
14 borrowing, the purpose thereof, that the resolution was adopted under this
15 subsection and the place where and the hours during which the resolution is
16 available for public inspection. If the amount proposed to be borrowed is for building
17 remodeling or improvement and does not exceed ~~\$1,000,000~~ \$1,500,000 or is for
18 movable equipment, the district board need not submit the resolution to the electors
19 for approval unless, within 30 days after the publication or posting, a petition
20 conforming to the requirements of s. 8.40 is filed with the secretary of the district
21 board requesting a referendum at a special election to be called for that purpose.
22 Such petition shall be signed by electors from each county lying wholly or partially
23 within the district. The number of electors from each county shall equal at least 1.5%
24 of the population of the county as determined under s. 16.96 (2) (c). If a county lies
25 in more than one district, the technical college system board shall apportion the

1 county's population as determined under s. 16.96 (2) (c) to the districts involved and
2 the petition shall be signed by electors equal to the appropriate percentage of the
3 apportioned population. In lieu of a special election, the district board may specify
4 that the referendum shall be held at the next succeeding spring primary or election
5 or September primary or general election. Any resolution to borrow amounts of
6 money in excess of \$1,000,000 \$1,500,000 for building remodeling or improvement
7 shall be submitted to the electors of the district for approval. If a referendum is held
8 or required under this subdivision, no promissory note may be issued until the
9 issuance is approved by a majority of the district electors voting at such referendum.
10 The referendum shall be noticed, called and conducted under s. 67.05 (6a) insofar as
11 applicable, except that the notice of special election and ballot need not embody a
12 copy of the resolution and the question which shall appear on the ballot shall be
13 "Shall (name of district) be authorized to borrow the sum of \$.... for (state purpose)
14 by issuing its general obligation promissory note (or notes) under section 67.12 (12)
15 of the Wisconsin Statutes?"

16 ***-0401/3.1* SECTION 1509.** 69.22 (1) (a) of the statutes, as affected by 2007
17 Wisconsin Act 20, Section 1918h, is amended to read:

18 69.22 (1) (a) Except as provided under par. (c), \$7 \$20 for issuing one certified
19 copy of a vital record and \$3 for any additional certified copy of the same vital record
20 issued at the same time.

21 ***-0401/3.2* SECTION 1510.** 69.22 (1) (b) of the statutes, as affected by 2007
22 Wisconsin Act 20, Section 1918j, is amended to read:

23 69.22 (1) (b) Except as provided under par. (c), \$20 for issuing an uncertified
24 copy of a vital record issued under s. 69.21 (2) (a) or (b), ~~or \$7~~ for verifying information

1 about the event submitted by a requester without issuance of a copy, \$7, and \$3 for
2 any additional copy of the same vital record issued at the same time.

3 ***-1460/4.3* SECTION 1511.** 69.22 (1) (c) of the statutes is amended to read:

4 69.22 (1) (c) ~~Twenty~~ Twenty-two dollars for issuing an uncertified copy of a
5 birth certificate or a certified copy of a birth certificate, \$7 of which shall be forwarded
6 to the secretary of administration as provided in sub. (1m) and credited to the
7 appropriations under s. 20.433 (1) (g) and (h); and ~~\$3~~ \$5 for issuing any additional
8 certified or uncertified copy of the same birth certificate issued at the same time.

9 ***-1460/4.4* SECTION 1512.** 69.22 (1) (c) of the statutes, as affected by 2007
10 Wisconsin Act 20, section 1918L, and 2009 Wisconsin Act (this act), is repealed
11 and recreated to read:

12 69.22 (1) (c) Twenty-two dollars for issuing an uncertified copy of a birth
13 certificate or a certified copy of a birth certificate, and \$5 for issuing any additional
14 certified or uncertified copy of the same birth certificate issued at the same time.

***NOTE: This is reconciled s. 69.22 (1) (c). This SECTION has been affected by drafts
with the following LRB numbers: -1460/3 and -0401/2.

15 ***-0401/3.3* SECTION 1513.** 69.22 (1) (d) of the statutes, as affected by 2007
16 Wisconsin Act 20, Section 1918n, is amended to read:

17 69.22 (1) (d) In addition to other fees under this subchapter, ~~\$10~~ \$20 for
18 expedited service in issuing a vital record.

19 ***-0401/3.4* SECTION 1514.** 69.22 (1m) of the statutes, as affected by 2007
20 Wisconsin Act 20, is amended to read:

21 69.22 (1m) The state registrar and any local registrar acting under this
22 subchapter shall, for each copy of a birth certificate for which a fee under sub. (1) (c)
23 is charged that is issued during a calendar quarter, forward to the secretary of

1 administration for deposit in the ~~appropriations~~ appropriation accounts under s.
2 20.433 (1) (g) and (h) ~~the amounts specified in sub. (1) (e)~~ \$7 by the 15th day of the
3 first month following the end of the calendar quarter.

4 ***-1460/4.5* SECTION 1515.** 69.22 (1p) (c) of the statutes is amended to read:

5 69.22 (1p) (c) For any copy of a birth certificate that is issued before July 1,
6 2010, for which a fee of \$20 \$22 under sub. (1) (c) is charged, \$8.

7 ***-0401/3.5* SECTION 1516.** 69.22 (1q) of the statutes is created to read:

8 69.22 (1q) The state registrar and any local registrar acting under this
9 subchapter shall forward to the secretary of administration for deposit in the
10 appropriation account under s. 20.435 (1) (gm) all of the following:

11 (a) For any certified copy of a vital record for which a fee of \$20 under sub. (1)
12 (a) is charged, \$13.

13 (b) For any uncertified copy of a vital record for which a fee of \$20 under sub.
14 (1) (b) is charged, \$13.

15 (c) For any copy of a birth certificate for which a fee of \$20 under sub. (1) (c) is
16 charged, \$8.

17 (d) For expedited service in issuing a vital record, \$10.

18 ***-1460/4.6* SECTION 1517.** 69.22 (5) (b) 2. of the statutes is amended to read:

19 69.22 (5) (b) 2. The filing of a birth certificate under s. 69.14 (2) (b) 5. The fee
20 under this subdivision includes the search for the birth certificate and the first copy
21 of the certificate except that the state registrar shall add to the \$20 fee, ~~the \$5 fee~~
22 ~~required under sub. (1) (e).~~

23 ***-0379/P2.2* SECTION 1518.** 70.05 (5) (a) 3. of the statutes is amended to read:

24 70.05 (5) (a) 3. "Major class of property" means any class of property that
25 includes more than ~~5%~~ 10 percent of the full value of the taxation district.

1 ***-0379/P2.3* SECTION 1519.** 70.05 (5) (d) of the statutes is amended to read:

2 70.05 (5) (d) If the department of revenue determines that the assessed value
3 of each major class of property of a taxation district, including 1st class cities, has not
4 been established within 10% of the full value of the same major class of property
5 during the same year at least once during the 4-year period consisting of the current
6 year and the 3 preceding years, the department shall notify the clerk of the taxation
7 district of its intention to proceed under par. (f) (em) if the taxation district's assessed
8 value of each major class of property for the subsequent year is not within 10% of the
9 full value of the same major class of property. The department's notice shall be in
10 writing and mailed to the clerk of the taxation district on or before November 1 of the
11 year of the determination.

12 ***-0379/P2.4* SECTION 1520.** 70.05 (5) (em) of the statutes is created to read:

13 70.05 (5) (em) If, in the year after the year in which the taxation district clerk
14 receives notice from the department of revenue under par. (d), the department
15 determines that the assessed value of each major class of property of a taxation
16 district, including 1st class cities, is not within 10 percent of the full value of the same
17 major class of property, the department shall order special supervision under s. 70.75
18 (3) for that taxation district for the succeeding year's assessment. The order shall
19 be in writing and the department shall mail it to the taxation district clerk on or
20 before November 1 of the year of the determination.

21 ***-0379/P2.5* SECTION 1521.** 70.05 (5) (f) of the statutes is repealed.

22 ***-0379/P2.6* SECTION 1522.** 70.05 (5) (g) of the statutes is repealed.

23 ***-1139/2.13* SECTION 1523.** 70.11 (2) of the statutes is amended to read:

24 70.11 (2) MUNICIPAL PROPERTY AND PROPERTY OF CERTAIN DISTRICTS, EXCEPTION.
25 Property owned by any county, city, village, town, school district, technical college

1 district, public inland lake protection and rehabilitation district, metropolitan
2 sewerage district, municipal water district created under s. 198.22, joint local water
3 authority created under s. 66.0823, transit authority created under s. 66.1039,
4 long-term care district under s. 46.2895 or town sanitary district; lands belonging
5 to cities of any other state used for public parks; land tax-deeded to any county or
6 city before January 2; but any residence located upon property owned by the county
7 for park purposes that is rented out by the county for a nonpark purpose shall not
8 be exempt from taxation. Except as to land acquired under s. 59.84 (2) (d), this
9 exemption shall not apply to land conveyed after August 17, 1961, to any such
10 governmental unit or for its benefit while the grantor or others for his or her benefit
11 are permitted to occupy the land or part thereof in consideration for the conveyance.
12 Leasing the property exempt under this subsection, regardless of the lessee and the
13 use of the leasehold income, does not render that property taxable.

14 ***-1573/1.2* SECTION 1524.** 70.11 (27m) of the statutes is created to read:

15 **70.11 (27m) RESEARCH MACHINERY AND EQUIPMENT.** (a) In this subsection:

16 1. "Biotechnology" means the application of biotechnologies, including
17 recombinant deoxyribonucleic acid techniques, biochemistry, molecular and cellular
18 biology, genetics, genetic engineering, biological cell fusion, and other bioprocesses,
19 that use living organisms or parts of an organism to produce or modify products to
20 improve plants or animals or improve animal health, develop microorganisms for
21 specific uses, identify targets for small molecule pharmaceutical development, or
22 transform biological systems into useful processes and products.

23 2. "Machinery" has the meaning given in sub. (27) (a) 2.

24 3. "Manufacturing" has the meaning given in sub. (27) (a) 3.

25 4. "Primarily" means more than 50 percent.

1 5. "Qualified research" means qualified research as defined under section 41
2 (d) (1) of the Internal Revenue Code.

3 6. "Used exclusively" has the meaning given in sub. (27) (a) 8.

4 (b) If the owner of the property fulfills the requirements under s. 70.35,
5 machinery and equipment, including attachments, parts, and accessories, used by
6 persons who are engaged primarily in manufacturing or biotechnology in this state
7 and are used exclusively and directly in qualified research.

8 ***-1382/P5.37* SECTION 1525.** 70.11 (41s) of the statutes is created to read:

9 70.11 (41s) WISCONSIN QUALITY HOME CARE AUTHORITY. All property owned by
10 the Wisconsin Quality Home Care Authority, provided that use of the property is
11 primarily related to the purposes of the authority.

12 ***-1573/1.3* SECTION 1526.** 70.111 (27) of the statutes is created to read:

13 70.111 (27) RESEARCH PROPERTY. (a) In this subsection:

14 1. "Biotechnology" means the application of biotechnologies, including
15 recombinant deoxyribonucleic acid techniques, biochemistry, molecular and cellular
16 biology, genetics, genetic engineering, biological cell fusion, and other bioprocesses,
17 that use living organisms or parts of an organism to produce or modify products to
18 improve plants or animals or improve animal health, develop microorganisms for
19 specific uses, identify targets for small molecule pharmaceutical development, or
20 transform biological systems into useful processes and products.

21 2. "Manufacturing" has the meaning given in s. 70.11 (27) (a) 3.

22 3. "Primarily" means more than 50 percent.

23 4. "Qualified research" means qualified research as defined under section 41
24 (d) (1) of the Internal Revenue Code.

25 5. "Used exclusively" has the meaning given in s. 70.11 (27) (a) 8.

1 (b) If the owner of the property fulfills the requirements under s. 70.35, tangible
2 personal property used by persons who are engaged primarily in manufacturing or
3 biotechnology in this state, if the tangible personal property is consumed or
4 destroyed or loses its identity while being used exclusively and directly in qualified
5 research.

6 ***-1548/P2.1* SECTION 1527.** 70.119 (3) (b) of the statutes is amended to read:

7 70.119 (3) (b) "Department" means the department of ~~administration~~ revenue.

8 ***-1573/1.4* SECTION 1528.** 70.35 (1) of the statutes is amended to read:

9 70.35 (1) To determine the amount and value of any personal property for
10 which any person, firm or corporation should be assessed, any assessor may examine
11 such person or the managing agent or officer of any firm or corporation under oath
12 as to all such items of personal property, the taxable value thereof as defined in s.
13 70.34 if the property is taxable and the fair market value if the property is exempt
14 under s. 70.11 (27m), (39), or (39m) or 70.111 (27). In the alternative the assessor may
15 require such person, firm or corporation to submit a return of such personal property
16 and of the taxable value thereof. There shall be annexed to such return the
17 declaration of such person or of the managing agent or officer of such firm or
18 corporation that the statements therein contained are true.

19 ***-1573/1.5* SECTION 1529.** 70.35 (2) of the statutes is amended to read:

20 70.35 (2) The return shall be made and all the information therein requested
21 given by such person on a form prescribed by the assessor with the approval of the
22 department of revenue which shall provide suitable schedules for such information
23 bearing on value as the department deems necessary to enable the assessor to
24 determine the true cash value of the taxable personal property, and of the personal
25 property that is exempt under s. ss. 70.11 (27m), (39), and (39m) and 70.111 (27), that

1 is owned or in the possession of such person on January 1 as provided in s. 70.10.
2 The return may contain methods of deriving assessable values from book values and
3 for the conversion of book values to present values, and a statement as to the
4 accounting method used. No person shall be required to take detailed physical
5 inventory for the purpose of making the return required by this section.

6 ***-1573/1.6* SECTION 1530.** 70.36 (1m) of the statutes is amended to read:

7 70.36 (1m) Any person, firm or corporation that fails to include information on
8 property that is exempt under s. ss. 70.11 (27m), (39), and (39m) and 70.111 (27) on
9 the report under s. 70.35 shall forfeit \$10 for every \$100 or major fraction thereof that
10 is not reported.

11 ***-1573/1.7* SECTION 1531.** 70.995 (12r) of the statutes is amended to read:

12 70.995 (12r) The department of revenue shall calculate the value of property
13 that is used in manufacturing, as defined in this section, and that is exempt under
14 s. ss. 70.11 (27m), (39), and (39m) and 70.111 (27).

15 ***-1217/P1.1* SECTION 1532.** 71.01 (1ap) of the statutes is created to read:

16 71.01 (1ap) "Air carrier" means a person who provides or offers to provide air
17 transportation and who has control over the operational functions performed in
18 providing that transportation.

19 ***-1211/P5.1* SECTION 1533.** 71.01 (6) (n) of the statutes is repealed.

20 ***-1211/P5.2* SECTION 1534.** 71.01 (6) (o) of the statutes is amended to read:

21 71.01 (6) (o) For taxable years that begin after December 31, 1999, and before
22 January 1, 2003, for natural persons and fiduciaries, except fiduciaries of nuclear
23 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal
24 Internal Revenue Code as amended to December 31, 1999, excluding sections 103,
25 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203

(d) of P.L. 103-66 and sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, and as amended by P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, P.L. 110-28, excluding sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-172, excluding section 11 (b), (e), and (g) of P.L. 110-172, and P.L. 110-458, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L. 102-90, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-117, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L.

1 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L.
2 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and
3 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-218,
4 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L.
5 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910
6 of P.L. 108-357, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310,
7 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135,
8 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),
9 (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844
10 of P.L. 109-280, P.L. 110-28, excluding sections 8212, 8221, 8233, and 8235 of P.L.
11 110-28, P.L. 110-172, excluding section 11 (b), (e), and (g) of P.L. 110-172, and P.L.
12 110-458. The Internal Revenue Code applies for Wisconsin purposes at the same
13 time as for federal purposes. Amendments to the federal Internal Revenue Code
14 enacted after December 31, 1999, do not apply to this paragraph with respect to
15 taxable years beginning after December 31, 1999, and before January 1, 2003,
16 except that changes to the Internal Revenue Code made by P.L. 106-230, P.L.
17 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16,
18 excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L.
19 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L.
20 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and
21 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-218,
22 P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311,
23 P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and
24 910 of P.L. 108-357, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309,
25 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.

109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, P.L. 110-28, excluding sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-172, excluding section 11 (b), (e), and (g) of P.L. 110-172, and P.L. 110-458, and changes that indirectly affect the provisions applicable to this subchapter made by P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101, 301 (a), and 406 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, P.L. 110-28, excluding sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-172, excluding section 11 (b), (e), and (g) of P.L. 110-172, and P.L. 110-458, apply for Wisconsin purposes at the same time as for federal purposes.

***-1211/P5.3* SECTION 1535.** 71.01 (6) (p) of the statutes is amended to read:

71.01 (6) (p) For taxable years that begin after December 31, 2002, and before January 1, 2004, for natural persons and fiduciaries, except fiduciaries of nuclear decommissioning trust or reserve funds, "Internal Revenue Code" means the federal Internal Revenue Code as amended to December 31, 2002, excluding sections 103,

1 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
2 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
3 104-188, P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section
4 431 of P.L. 107-16, and sections 101 and 301 (a) of P.L. 107-147, and as amendeded by
5 P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121,
6 excluding section 109 of P.L. 108-121, P.L. 108-173, excluding section 1201 of P.L.
7 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308,
8 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211,
9 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, P.L. 109-7,
10 P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,
11 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201
12 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L.
13 109-135, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, P.L.
14 110-28, excluding sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-172,
15 excluding section 11 (b), (e), and (g) of P.L. 110-172, and P.L. 110-458, and as
16 indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L.
17 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L. 102-90, P.L.
18 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L.
19 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
20 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L.
21 104-117, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605
22 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L.
23 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L.
24 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16,
25 excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L.

1 107-147, excluding sections 101 and 301 (a) of P.L. 107-147, P.L. 107-181, P.L.
2 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and
3 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-173,
4 excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311,
5 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,
6 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.
7 108-357, P.L. 108-375, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309,
8 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L.
9 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402
10 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L. 109-280, excluding sections
11 811 and 844 of P.L. 109-280, P.L. 110-28, excluding sections 8212, 8221, 8233, and
12 8235 of P.L. 110-28, P.L. 110-172, excluding section 11 (b), (e), and (g) of P.L. 110-172,
13 and P.L. 110-458. The Internal Revenue Code applies for Wisconsin purposes at the
14 same time as for federal purposes. Amendments to the federal Internal Revenue
15 Code enacted after December 31, 2002, do not apply to this paragraph with respect
16 to taxable years beginning after December 31, 2002, and before January 1, 2004,
17 except that changes to the Internal Revenue Code made by P.L. 108-27, excluding
18 sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L.
19 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L.
20 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.
21 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,
22 909, and 910 of P.L. 108-357, P.L. 108-375, P.L. 109-7, P.L. 109-58, excluding
23 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351
24 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to
25 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L.

1 109-280, excluding sections 811 and 844 of P.L. 109-280, P.L. 110-28, excluding
2 sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-172, excluding section
3 11 (b), (e), and (g) of P.L. 110-172, and P.L. 110-458, and changes that indirectly
4 affect the provisions applicable to this subchapter made by P.L. 108-27, excluding
5 sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L.
6 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L.
7 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.
8 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,
9 909, and 910 of P.L. 108-357, P.L. 108-375, P.L. 109-7, P.L. 109-58, excluding
10 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351
11 of P.L. 109-58, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to
12 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and P.L.
13 109-280, excluding sections 811 and 844 of P.L. 109-280, P.L. 110-28, excluding
14 sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-172, excluding section
15 11 (b), (e), and (g) of P.L. 110-172, and P.L. 110-458, apply for Wisconsin purposes
16 at the same time as for federal purposes.

17 ***-1211/P5.4* SECTION 1536.** 71.01 (6) (q) of the statutes is amended to read:

18 71.01 (6) (q) For taxable years that begin after December 31, 2003, and before
19 January 1, 2005, for natural persons and fiduciaries, except fiduciaries of nuclear
20 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal
21 Internal Revenue Code as amended to December 31, 2003, excluding sections 103,
22 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
23 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
24 104-188, P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section
25 431 of P.L. 107-16, sections 101 and 301 (a) of P.L. 107-147, sections 106, 201, and

202 of P.L. 108-27, section 109 of P.L. 108-121, and section 1201 of P.L. 108-173, and as amended by P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, P.L. 110-28, excluding sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-172, excluding section 11 (b), (e), and (g) of P.L. 110-172, and P.L. 110-458, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L. 102-90, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-117, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and 301 (a) of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, excluding section 109 of P.L. 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311,

1 excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,
2 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.
3 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections
4 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.
5 109-58, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding
6 sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and
7 (q), and 405 of P.L. 109-135, P.L. 109-227, and P.L. 109-280, excluding sections 811
8 and 844 of P.L. 109-280, P.L. 110-28, excluding sections 8212, 8221, 8233, and 8235
9 of P.L. 110-28, P.L. 110-172, excluding section 11 (b), (e), and (g) of P.L. 110-172, and
10 P.L. 110-458. The Internal Revenue Code applies for Wisconsin purposes at the same
11 time as for federal purposes. Amendments to the federal Internal Revenue Code
12 enacted after December 31, 2003, do not apply to this paragraph with respect to
13 taxable years beginning after December 31, 2003, and before January 1, 2005,
14 except that changes to the Internal Revenue Code made by P.L. 108-203, P.L.
15 108-218, P.L. 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L.
16 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,
17 909, and 910 of P.L. 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L. 109-58,
18 excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348,
19 and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L.
20 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402
21 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-227, and P.L. 109-280,
22 excluding sections 811 and 844 of P.L. 109-280, P.L. 110-28, excluding sections 8212,
23 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-172, excluding section 11 (b), (e), and
24 (g) of P.L. 110-172, and P.L. 110-458, and changes that indirectly affect the
25 provisions applicable to this subchapter made by P.L. 108-203, P.L. 108-218, P.L.

1 108-311, excluding sections 306, 307, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L.
2 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910
3 of P.L. 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding
4 sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351
5 of P.L. 109-58, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135,
6 excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e),
7 (j), and (q), and 405 of P.L. 109-135, P.L. 109-227, and P.L. 109-280, excluding
8 sections 811 and 844 of P.L. 109-280, P.L. 110-28, excluding sections 8212, 8221,
9 8233, and 8235 of P.L. 110-28, P.L. 110-172, excluding section 11 (b), (e), and (g) of
10 P.L. 110-172, and P.L. 110-458, apply for Wisconsin purposes at the same time as for
11 federal purposes.

12 ***-1211/P5.5* SECTION 1537.** 71.01 (6) (r) of the statutes is amended to read:

13 71.01 (6) (r) For taxable years that begin after December 31, 2004, and before
14 January 1, 2006, for natural persons and fiduciaries, except fiduciaries of nuclear
15 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal
16 Internal Revenue Code as amended to December 31, 2004, excluding sections 103,
17 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
18 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
19 104-188, sections 1, 3, 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554,
20 P.L. 106-573, section 431 of P.L. 107-16, sections 101 and 301 (a) of P.L. 107-147,
21 sections 106, 201, and 202 of P.L. 108-27, section 1201 of P.L. 108-173, sections 306,
22 308, 316, 401, and 403 (a) of P.L. 108-311, and sections 101, 201, 211, 242, 244, 336,
23 337, 422, 847, 909, and 910 of P.L. 108-357, and as amendeded by P.L. 109-7, P.L.
24 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,
25 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301 of P.L.

1 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to section
2 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151, P.L.
3 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.
4 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, P.L.
5 109-432, excluding sections 101, 104, 108, 109, 112, 113, 116, 118, 120, 123 (a), 204,
6 209, 302, 303, 304, 305, 307, 401, 404, 417, and 425 of P.L. 109-432, P.L. 110-28,
7 excluding sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-172, excluding
8 section 11 (b), (e), and (g) of P.L. 110-172, and P.L. 110-458, and as indirectly affected
9 by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179,
10 P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L. 102-90, P.L. 102-227, excluding
11 sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66,
12 excluding sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66,
13 P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-117, P.L. 104-188,
14 excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L.
15 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L.
16 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections
17 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L.
18 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections
19 101 and 301 (a) of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L.
20 107-358, P.L. 108-27, excluding sections 106, 201, and 202 of P.L. 108-27, P.L.
21 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L.
22 108-218, P.L. 108-311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L.
23 108-311, P.L. 108-357, excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847,
24 909, and 910 of P.L. 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L. 109-58,
25 excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348,

1 and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L.
2 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402
3 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding
4 sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L.
5 109-280, excluding sections 811 and 844 of P.L. 109-280, P.L. 109-432, excluding
6 sections 101, 104, 108, 109, 112, 113, 116, 118, 120, 123 (a), 204, 209, 302, 303, 304,
7 305, 307, 401, 404, 417, and 425 of P.L. 109-432, P.L. 110-28, excluding sections
8 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-172, excluding section 11 (b), (e),
9 and (g) of P.L. 110-172, and P.L. 110-458. The Internal Revenue Code applies for
10 Wisconsin purposes at the same time as for federal purposes. Amendments to the
11 federal Internal Revenue Code enacted after December 31, 2004, do not apply to this
12 paragraph with respect to taxable years beginning after December 31, 2004, and
13 before January 1, 2006, except that changes to the Internal Revenue Code made by
14 P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,
15 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301
16 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to
17 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151,
18 P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.
19 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, P.L.
20 109-432, excluding sections 101, 104, 108, 109, 112, 113, 116, 118, 120, 123 (a), 204,
21 209, 302, 303, 304, 305, 307, 401, 404, 417, and 425 of P.L. 109-432, P.L. 110-28,
22 excluding sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-172, excluding
23 section 11 (b), (e), and (g) of P.L. 110-172, and P.L. 110-458, and changes that
24 indirectly affect the provisions applicable to this subchapter made by P.L. 109-7, P.L.
25 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328,

1 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-73, excluding section 301 of P.L.
2 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to section
3 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151, P.L.
4 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L.
5 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L. 109-280, P.L.
6 109-432, excluding sections 101, 104, 108, 109, 112, 113, 116, 118, 120, 123 (a), 204,
7 209, 302, 303, 304, 305, 307, 401, 404, 417, and 425 of P.L. 109-432, P.L. 110-28,
8 excluding sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-172, excluding
9 section 11 (b), (e), and (g) of P.L. 110-172, and P.L. 110-458, apply for Wisconsin
10 purposes at the same time as for federal purposes.

11 ***-1211/P5.6* SECTION 1538.** 71.01 (6) (s) of the statutes is amended to read:

12 71.01 (6) (s) For taxable years that begin after December 31, 2005, and before
13 January 1, 2007, for natural persons and fiduciaries, except fiduciaries of nuclear
14 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal
15 Internal Revenue Code as amended to December 31, 2005, excluding sections 103,
16 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
17 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
18 104-188, sections 1, 3, 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554,
19 P.L. 106-573, section 431 of P.L. 107-16, sections 101 and 301 (a) of P.L. 107-147,
20 sections 106, 201, and 202 of P.L. 108-27, section 1201 of P.L. 108-173, sections 306,
21 308, 316, 401, and 403 (a) of P.L. 108-311, sections 101, 201, 211, 242, 244, 336, 337,
22 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-1, sections 1305, 1308, 1309, 1310,
23 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, section 11146 of
24 P.L. 109-59, section 301 of P.L. 109-73, and sections 101, 105, 201 (a) as it relates
25 to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, and as

1 amended by P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.
2 109-222, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L.
3 109-280, P.L. 109-432, excluding sections 101, 104, 108, 109, 112, 113, 116, 118, 120,
4 123 (a), 204, 209, 302, 303, 304, 305, 307, 401, 404, 417, and 425 of P.L. 109-432, P.L.
5 110-28, excluding sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-141,
6 P.L. 110-142, P.L. 110-172, excluding section 11 (b), (e), and (g) of P.L. 110-172, and
7 P.L. 110-458, and as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647,
8 P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508,
9 P.L. 102-90, P.L. 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L.
10 102-318, P.L. 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d),
11 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L.
12 104-7, P.L. 104-117, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f),
13 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L.
14 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L.
15 106-230, P.L. 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15,
16 P.L. 107-16, excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L.
17 107-134, P.L. 107-147, excluding sections 101 and 301 (a) of P.L. 107-147, P.L.
18 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections
19 106, 201, and 202 of P.L. 108-27, P.L. 108-121, P.L. 108-173, excluding section 1201
20 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306,
21 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 201,
22 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, P.L.
23 108-476, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323,
24 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-59, excluding
25 section 11146 of P.L. 109-59, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L.

1 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402
2 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding
3 sections 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L.
4 109-280, excluding sections 811 and 844 of P.L. 109-280, P.L. 109-432, excluding
5 sections 101, 104, 108, 109, 112, 113, 116, 118, 120, 123 (a), 204, 209, 302, 303, 304,
6 305, 307, 401, 404, 417, and 425 of P.L. 109-432, P.L. 110-28, excluding sections
7 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-141, P.L. 110-142, P.L. 110-172,
8 excluding section 11 (b), (e), and (g) of P.L. 110-172, and P.L. 110-458. The Internal
9 Revenue Code applies for Wisconsin purposes at the same time as for federal
10 purposes. Amendments to the federal Internal Revenue Code enacted after
11 December 31, 2005, do not apply to this paragraph with respect to taxable years
12 beginning after December 31, 2005, and before January 1, 2007, except that changes
13 to the Internal Revenue Code made by P.L. 109-222, excluding sections 101, 207,
14 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280, excluding
15 sections 811 and 844 of P.L. 109-280, P.L. 109-432, excluding sections 101, 104, 108,
16 109, 112, 113, 116, 118, 120, 123 (a), 204, 209, 302, 303, 304, 305, 307, 401, 404, 417,
17 and 425 of P.L. 109-432, P.L. 110-28, excluding sections 8212, 8221, 8233, and 8235
18 of P.L. 110-28, P.L. 110-141, P.L. 110-142, P.L. 110-172, excluding section 11 (b), (e),
19 and (g) of P.L. 110-172, and P.L. 110-458, and changes that indirectly affect the
20 provisions applicable to this subchapter made by P.L. 109-222, excluding sections
21 101, 207, 209, 503, 512, and 513 of P.L. 109-222, P.L. 109-227, and P.L. 109-280,
22 excluding sections 811 and 844 of P.L. 109-280, P.L. 109-432, excluding sections 101,
23 104, 108, 109, 112, 113, 116, 118, 120, 123 (a), 204, 209, 302, 303, 304, 305, 307, 401,
24 404, 417, and 425 of P.L. 109-432, P.L. 110-28, excluding sections 8212, 8221, 8233,
25 and 8235 of P.L. 110-28, P.L. 110-141, P.L. 110-142, P.L. 110-172, excluding section

1 11 (b), (e), and (g) of P.L. 110-172, and P.L. 110-458, apply for Wisconsin purposes
2 at the same time as for federal purposes.

3 ***-1211/P5.7* SECTION 1539.** 71.01 (6) (t) of the statutes is amended to read:

4 71.01 (6) (t) For taxable years that begin after December 31, 2006, and before
5 January 1, 2008, for natural persons and fiduciaries, except fiduciaries of nuclear
6 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal
7 Internal Revenue Code as amended to December 31, 2006, excluding sections 103,
8 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
9 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
10 104-188, sections 1, 3, 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554,
11 P.L. 106-573, section 431 of P.L. 107-16, sections 101 and 301 (a) of P.L. 107-147,
12 sections 106, 201, and 202 of P.L. 108-27, section 1201 of P.L. 108-173, sections 306,
13 308, 316, 401, and 403 (a) of P.L. 108-311, sections 101, 201, 211, 242, 244, 336, 337,
14 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-1, sections 1305, 1308, 1309, 1310,
15 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, section 11146 of
16 P.L. 109-59, section 301 of P.L. 109-73, sections 101, 105, 201 (a) as it relates to
17 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, sections 101,
18 207, 209, 503, 512, and 513 of P.L. 109-222, sections 811 and 844 of P.L. 109-280, and
19 sections 101, 104, 108, 109, 112, 113, 116, 118, 120, 123 (a), 204, 209, 302, 303, 304,
20 305, 307, 401, 404, 417, and 425 of P.L. 109-432, and as amendeded by P.L. 110-28,
21 excluding sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-141, P.L.
22 110-142, P.L. 110-166, P.L. 110-172, excluding section 11 (b), (e), and (g) of P.L.
23 110-172, P.L. 110-234, excluding sections 15344 and 15345 (a) (1) to (3) and (6) of P.L.
24 110-234, P.L. 110-245, excluding sections 110 and 113 of P.L. 110-245, P.L. 110-289,
25 excluding sections 3081 and 3082 of P.L. 110-289, P.L. 110-343, excluding sections

1 109, 201, 209, 210, 303, 306, and 308 of division B, and sections 202, 203, 305, 311,
2 312, 315, 317, 318, 502 (a) and (b), 505, 702 (a) (1) (A) as it relates to section 1400N
3 (k) of the Internal Revenue Code, 702 (d) (6), 707, 708, 710, and 711 of division C of
4 P.L. 110-343, and P.L. 110-458, and as indirectly affected by P.L. 99-514, P.L.
5 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239, P.L.
6 101-280, P.L. 101-508, P.L. 102-90, P.L. 102-227, excluding sections 103, 104, and
7 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections
8 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L.
9 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-117, P.L. 104-188, excluding sections
10 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L.
11 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L.
12 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of
13 P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L.
14 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and 301 (a)
15 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27,
16 excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, P.L. 108-173,
17 excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311,
18 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,
19 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.
20 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections
21 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.
22 109-58, P.L. 109-59, excluding section 11146 of P.L. 109-59, P.L. 109-73, excluding
23 section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it
24 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L.
25 109-151, P.L. 109-222, excluding sections 101, 207, 209, 503, 512, and 513 of P.L.

1 109-222, P.L. 109-227, and P.L. 109-280, excluding sections 811 and 844 of P.L.
2 109-280, P.L. 109-432, excluding sections 101, 104, 108, 109, 112, 113, 116, 118, 120,
3 123 (a), 204, 209, 302, 303, 304, 305, 307, 401, 404, 417, and 425 of P.L. 109-432, P.L.
4 110-28, excluding sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-141,
5 P.L. 110-142, P.L. 110-166, P.L. 110-172, excluding section 11 (b), (e), and (g) of P.L.
6 110-172, P.L. 110-234, excluding sections 15344 and 15345 (a) (1) to (3) and (6) of P.L.
7 110-234, P.L. 110-245, excluding sections 110 and 113 of P.L. 110-245, P.L. 110-289,
8 excluding sections 3081 and 3082 of P.L. 110-289, P.L. 110-343, excluding sections
9 109, 201, 209, 210, 303, 306, and 308 of division B, and sections 202, 203, 305, 311,
10 312, 315, 317, 318, 502 (a) and (b), 505, 702 (a) (1) (A) as it relates to section 1400N
11 (k) of the Internal Revenue Code, 702 (d) (6), 707, 708, 710, and 711 of division C of
12 P.L. 110-343, and P.L. 110-458. The Internal Revenue Code applies for Wisconsin
13 purposes at the same time as for federal purposes. Amendments to the federal
14 Internal Revenue Code enacted after December 31, 2006, do not apply to this
15 paragraph with respect to taxable years beginning after December 31, 2006, and
16 before January 1, 2008, except that changes to the Internal Revenue Code made by
17 P.L. 110-28, excluding sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L.
18 110-141, P.L. 110-142, P.L. 110-166, P.L. 110-172, excluding section 11 (b), (e), and
19 (g) of P.L. 110-172, P.L. 110-234, excluding sections 15344 and 15345 (a) (1) to (3) and
20 (6) of P.L. 110-234, P.L. 110-245, excluding sections 110 and 113 of P.L. 110-245, P.L.
21 110-289, excluding sections 3081 and 3082 of P.L. 110-289, P.L. 110-343, excluding
22 sections 109, 201, 209, 210, 303, 306, and 308 of division B, and sections 202, 203, 305,
23 311, 312, 315, 317, 318, 502 (a) and (b), 505, 702 (a) (1) (A) as it relates to section
24 1400N (k) of the Internal Revenue Code, 702 (d) (6), 707, 708, 710, and 711 of division
25 C of P.L. 110-343, and P.L. 110-458, and changes that indirectly affect the provisions

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1 applicable to this subchapter made by P.L. 110-28, excluding sections 8212, 8221,
2 8233, and 8235 of P.L. 110-28, P.L. 110-141, P.L. 110-142, P.L. 110-166, P.L.
3 110-172, excluding section 11 (b), (e), and (g) of P.L. 110-172, P.L. 110-234, excluding
4 sections 15344 and 15345 (a) (1) to (3) and (6) of P.L. 110-234, P.L. 110-245, excluding
5 sections 110 and 113 of P.L. 110-245, P.L. 110-289, excluding sections 3081 and 3082
6 of P.L. 110-289, P.L. 110-343, excluding sections 109, 201, 209, 210, 303, 306, and
7 308 of division B, and sections 202, 203, 305, 311, 312, 315, 317, 318, 502 (a) and (b),
8 505, 702 (a) (1) (A) as it relates to section 1400N (k) of the Internal Revenue Code,
9 702 (d) (6), 707, 708, 710, and 711 of division C of P.L. 110-343, and P.L. 110-458,
10 apply for Wisconsin purposes at the same time as for federal purposes.

***NOTE: This is reconciled s.71.01 (6) (t). This SECTION has been affected by drafts with the following LRB numbers: 1211/P3 and 1214/P2.

11 ***-1211/P5.8* SECTION 1540.** 71.01 (6) (u) of the statutes is created to read:

12 71.01 (6) (u) For taxable years that begin after December 31, 2007, and before
13 January 1, 2009, for natural persons and fiduciaries, except fiduciaries of nuclear
14 decommissioning trust or reserve funds, "Internal Revenue Code" means the federal
15 Internal Revenue Code as amended to December 31, 2007, excluding sections 103,
16 104, and 110 of P.L. 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203
17 (d) of P.L. 103-66, sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L.
18 104-188, sections 1, 3, 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554,
19 P.L. 106-573, section 431 of P.L. 107-16, sections 101 and 301 (a) of P.L. 107-147,
20 sections 106, 201, and 202 of P.L. 108-27, section 1201 of P.L. 108-173, sections 306,
21 308, 316, 401, and 403 (a) of P.L. 108-311, sections 101, 201, 211, 242, 244, 336, 337,
22 422, 847, 909, and 910 of P.L. 108-357, P.L. 109-1, sections 1305, 1308, 1309, 1310,
23 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, section 11146 of

1 P.L. 109-59, section 301 of P.L. 109-73, sections 101, 105, 201 (a) as it relates to
2 section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, sections 101,
3 207, 209, 503, and 513 of P.L. 109-222, section 844 of P.L. 109-280, sections 101, 104,
4 108, 109, 112, 113, 116, 118, 120, 123 (a), 204, 209, 302, 303, 304, 305, 307, 401, 404,
5 417, and 425 of P.L. 109-432, sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L.
6 110-140, and section 11 (b), (e), and (g) of P.L. 110-172, and as amendeded by P.L.
7 110-234, excluding sections 15344 and 15345 (a) (1) to (3) and (6) of P.L. 110-234, P.L.
8 110-245, excluding sections 110 and 113 of P.L. 110-245, P.L. 110-289, excluding
9 sections 3081 and 3082 of P.L. 110-289, P.L. 110-317, P.L. 110-343, excluding
10 sections 109, 201, 209, 210, 303, 306, and 308 of division B of P.L. 110-343, and
11 sections 202, 203 as it relates to taxable years beginning in 2008, 305, 311, 312, 315,
12 317, 318, 502 (a) and (b), 505, 702 (a) (1) (A) as it relates to section 1400N (k) of the
13 Internal Revenue Code, 702 (d) (6), 707, 708, 710, and 711 of division C of P.L.
14 110-343, P.L. 110-351, and P.L. 110-458, and as indirectly affected by P.L. 99-514,
15 P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L. 101-140, P.L. 101-179, P.L. 101-239,
16 P.L. 101-280, P.L. 101-508, P.L. 102-90, P.L. 102-227, excluding sections 103, 104,
17 and 110 of P.L. 102-227, P.L. 102-318, P.L. 102-486, P.L. 103-66, excluding sections
18 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66, P.L. 103-296, P.L.
19 103-337, P.L. 103-465, P.L. 104-7, P.L. 104-117, P.L. 104-188, excluding sections
20 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, P.L. 104-191, P.L.
21 104-193, P.L. 105-33, P.L. 105-34, P.L. 105-178, P.L. 105-206, P.L. 105-277, P.L.
22 106-36, P.L. 106-170, P.L. 106-230, P.L. 106-554, excluding sections 162 and 165 of
23 P.L. 106-554, P.L. 107-15, P.L. 107-16, excluding section 431 of P.L. 107-16, P.L.
24 107-22, P.L. 107-116, P.L. 107-134, P.L. 107-147, excluding sections 101 and 301 (a)
25 of P.L. 107-147, P.L. 107-181, P.L. 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27,

INSERT
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1 excluding sections 106, 201, and 202 of P.L. 108-27, P.L. 108-121, P.L. 108-173,
2 excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311,
3 excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357,
4 excluding sections 101, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L.
5 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections
6 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L.
7 109-58, P.L. 109-59, excluding section 11146 of P.L. 109-59, P.L. 109-73, excluding
8 section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it
9 relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L.
10 109-151, P.L. 109-222, excluding sections 101, 207, 209, 503, and 513 of P.L.
11 109-222, P.L. 109-227, P.L. 109-280, excluding section 844 of P.L. 109-280, P.L.
12 109-432, excluding sections 101, 104, 108, 109, 112, 113, 116, 118, 120, 123 (a), 204,
13 209, 302, 303, 304, 305, 307, 401, 404, 417, and 425 of P.L. 109-432, P.L. 110-28,
14 excluding sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-141, P.L.
15 110-142, P.L. 110-166, and P.L. 110-172, excluding section 11 (b), (e), and (g) of P.L.
16 110-172. The Internal Revenue Code applies for Wisconsin purposes at the same
17 time as for federal purposes. Amendments to the federal Internal Revenue Code
18 enacted after December 31, 2007, do not apply to this paragraph with respect to
19 taxable years beginning after December 31, 2007, and before January 1, 2009,
20 except that changes to the Internal Revenue Code made by P.L. 110-234, excluding
21 sections 15344 and 15345 (a) (1) to (3) and (6) of P.L. 110-234, P.L. 110-245, excluding
22 sections 110 and 113 of P.L. 110-245, P.L. 110-289, excluding sections 3081 and 3082
23 of P.L. 110-289, P.L. 110-317, P.L. 110-343, excluding sections 109, 201, 209, 210,
24 303, 306, and 308 of division B, and sections 202, 203 as it relates to taxable years
25 beginning in 2008, 305, 311, 312, 315, 317, 318, 502 (a) and (b), 505, 702 (a) (1) (A)

INSERT

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1 as it relates to section 1400N (k) of the Internal Revenue Code, 702 (d) (6), 707, 708,
2 710, and 711 of division C of P.L. 110-343, P.L. 110-351, and P.L. 110-458, and
3 changes that indirectly affect the provisions applicable to this subchapter made by
4 110-234, excluding sections 15344 and 15345 (a) (1) to (3) and (6) of P.L. 110-234, P.L.
5 110-245, excluding sections 110 and 113 of P.L. 110-245, P.L. 110-289, excluding
6 sections 3081 and 3082 of P.L. 110-289, P.L. 110-317, P.L. 110-343, excluding
7 sections 109, 201, 209, 210, 303, 306, and 308 of division B of P.L. 110-343, and
8 sections 202, 203 as it relates to taxable years beginning in 2008, 305, 311, 312, 315,
9 317, 318, 502 (a) and (b), 505, 702 (a) (1) (A) as it relates to section 1400N (k) of the
10 Internal Revenue Code, 702 (d) (6), 707, 708, 710, and 711 of division C of P.L.
11 110-343, P.L. 110-351, and P.L. 110-458, apply for Wisconsin purposes at the same
12 time as for federal purposes.

***NOTE: This is reconciled s.71.01 (6) (u). This SECTION has been affected by drafts
with the following LRB numbers: 1211/P3 and 1214/P2.

13 ***-1211/P5.9* SECTION 1541.** 71.01 (6) (um) of the statutes is created to read:
14 71.01 (6) (um) For taxable years that begin after December 31, 2008, for
15 natural persons and fiduciaries, except fiduciaries of nuclear decommissioning trust
16 or reserve funds, "Internal Revenue Code" means the federal Internal Revenue Code
17 as amended to December 31, 2008, excluding sections 103, 104, and 110 of P.L.
18 102-227, sections 13113, 13150 (d), 13171 (d), 13174, and 13203 (d) of P.L. 103-66,
19 sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605 (d) of P.L. 104-188, sections 1, 3,
20 4, and 5 of P.L. 106-519, sections 162 and 165 of P.L. 106-554, P.L. 106-573, section
21 431 of P.L. 107-16, sections 101 and 301 (a) of P.L. 107-147, sections 106, 201, and
22 202 of P.L. 108-27, section 1201 of P.L. 108-173, sections 306, 308, 316, 401, and 403
23 (a) of P.L. 108-311, sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and

INSERT
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1 910 of P.L. 108-357, P.L. 109-1, sections 1305, 1308, 1309, 1310, 1323, 1324, 1325,
2 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, section 11146 of P.L. 109-59, section
3 301 of P.L. 109-73, sections 101, 105, 201 (a) as it relates to section 1400S (a), 402
4 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, sections 101, 207, 209, 503, and 513
5 of P.L. 109-222, section 844 of P.L. 109-280, sections 101, 104, 108, 109, 112, 113, 116,
6 118, 120, 123 (a), 204, 209, 302, 303, 304, 305, 307, 401, 404, 417, and 425 of P.L.
7 109-432, sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-140, section
8 11 (b), (e), and (g) of P.L. 110-172, P.L. 110-185, sections 15344 and 15345 (a) (1) to
9 (3) and (6) of P.L. 110-234, P.L. 110-245, excluding sections 110 and 113 of P.L.
10 110-245, sections 3081 and 3082 of P.L. 110-289, sections 109, 201, 209, 210, 303,
11 306, and 308 of division B of P.L. 110-343, and sections 202, 305, 311, 312, 315, 317,
12 318, 502 (a) and (b), 505, 702 (a) (1) (A) as it relates to section 1400N (k) of the Internal
13 Revenue Code, 702 (d) (6), 707, 708, 710, and 711 of division C of P.L. 110-343, and
14 as indirectly affected by P.L. 99-514, P.L. 100-203, P.L. 100-647, P.L. 101-73, P.L.
15 101-140, P.L. 101-179, P.L. 101-239, P.L. 101-280, P.L. 101-508, P.L. 102-90, P.L.
16 102-227, excluding sections 103, 104, and 110 of P.L. 102-227, P.L. 102-318, P.L.
17 102-486, P.L. 103-66, excluding sections 13113, 13150 (d), 13171 (d), 13174, and
18 13203 (d) of P.L. 103-66, P.L. 103-296, P.L. 103-337, P.L. 103-465, P.L. 104-7, P.L.
19 104-117, P.L. 104-188, excluding sections 1123 (b), 1202 (c), 1204 (f), 1311, and 1605
20 (d) of P.L. 104-188, P.L. 104-191, P.L. 104-193, P.L. 105-33, P.L. 105-34, P.L.
21 105-178, P.L. 105-206, P.L. 105-277, P.L. 106-36, P.L. 106-170, P.L. 106-230, P.L.
22 106-554, excluding sections 162 and 165 of P.L. 106-554, P.L. 107-15, P.L. 107-16,
23 excluding section 431 of P.L. 107-16, P.L. 107-22, P.L. 107-116, P.L. 107-134, P.L.
24 107-147, excluding sections 101 and 301 (a) of P.L. 107-147, P.L. 107-181, P.L.
25 107-210, P.L. 107-276, P.L. 107-358, P.L. 108-27, excluding sections 106, 201, and

202 of P.L. 108-27, P.L. 108-121, P.L. 108-173, excluding section 1201 of P.L. 108-173, P.L. 108-203, P.L. 108-218, P.L. 108-311, excluding sections 306, 308, 316, 401, and 403 (a) of P.L. 108-311, P.L. 108-357, excluding sections 101, 102, 201, 211, 242, 244, 336, 337, 422, 847, 909, and 910 of P.L. 108-357, P.L. 108-375, P.L. 108-476, P.L. 109-7, P.L. 109-58, excluding sections 1305, 1308, 1309, 1310, 1323, 1324, 1325, 1326, 1328, 1329, 1348, and 1351 of P.L. 109-58, P.L. 109-59, excluding section 11146 of P.L. 109-59, P.L. 109-73, excluding section 301 of P.L. 109-73, P.L. 109-135, excluding sections 101, 105, 201 (a) as it relates to section 1400S (a), 402 (e), 403 (e), (j), and (q), and 405 of P.L. 109-135, P.L. 109-151, P.L. 109-222, excluding sections 101, 207, 209, 503, and 513 of P.L. 109-222, P.L. 109-227, P.L. 109-280, excluding section 844 of P.L. 109-280, P.L. 109-432, excluding sections 101, 104, 108, 109, 112, 113, 116, 118, 120, 123 (a), 204, 209, 302, 303, 304, 305, 307, 401, 404, 417, and 425 of P.L. 109-432, P.L. 110-28, excluding sections 8212, 8221, 8233, and 8235 of P.L. 110-28, P.L. 110-141, P.L. 110-142, P.L. 110-166, P.L. 110-172, excluding section 11 (b), (e), and (g) of P.L. 110-172, P.L. 110-234, excluding sections 15344 and 15345 (a) (1) to (3) and (6) of P.L. 110-234, P.L. 110-245, excluding sections 110 and 113 of P.L. 110-245, P.L. 110-289, excluding sections 3081 and 3082 of P.L. 110-289, P.L. 110-317, P.L. 110-343, excluding sections 109, 201, 209, 210, 303, 306, and 308 of division B, and sections 202, 305, 311, 312, 315, 317, 318, 502 (a) and (b), 505, 702 (a) (1) (A) as it relates to section 1400N (k) of the Internal Revenue Code, 702 (d) (6), 707, 708, 710, and 711 of division C of P.L. 110-343, P.L. 110-351, and P.L. 110-458, The Internal Revenue Code applies for Wisconsin purposes at the same time as for federal purposes. Amendments to the federal Internal Revenue Code enacted after December 31, 2008, do not apply to this paragraph with respect to taxable years beginning after December 31, 2008.

11/5/07
C-VK

****NOTE: This is reconciled s.71.01 (6) (um). This SECTION has been affected by drafts with the following LRB numbers: 1211/P3 and 1214/P2.

1 ***-1319/2.1* SECTION 1542.** 71.01 (13) of the statutes is amended to read:

2 71.01 (13) "Wisconsin adjusted gross income" means federal adjusted gross
3 income, with the modifications prescribed in s. 71.05 (6) to (12), (19) and, (20), and
4 (24).

5 ***-1239/2.1* SECTION 1543.** 71.03 (7) (f) of the statutes is created to read:

6 71.03 (7) (f) For taxable years beginning after December 31, 2008, for persons
7 who qualify for a federal extension of time to file under 26 USC 7508A due to a
8 presidentially declared disaster or terroristic or military action.

9 ***-1280/2.2* SECTION 1544.** 71.05 (6) (a) 15. of the statutes is amended to read:

10 71.05 (6) (a) 15. The amount of the credits computed under s. 71.07 (2dd), (2de),
11 (2di), (2dj), (2dL), (2dm), (2dr), (2ds), (2dx), (2dy), (3g), (3h), (3n), (3p), (3r), (3s), (3t),
12 (3w), (5e), (5f), (5h), (5i), (5j), and (5k), and (8r) and not passed through by a
13 partnership, limited liability company, or tax-option corporation that has added that
14 amount to the partnership's, company's, or tax-option corporation's income under s.
15 71.21 (4) or 71.34 (1k) (g).

16 ***-1211/P5.10* SECTION 1545.** 71.05 (6) (a) 21. of the statutes is amended to
17 read:

18 71.05 (6) (a) 21. Any For taxable years beginning after December 31, 2007, and
19 before January 1, 2009, any amount deducted as income attributable to domestic
20 production activities under section 199 of the Internal Revenue Code if the
21 individual claiming the deduction is a nonresident or part-year resident of this state
22 and if the domestic production activities income is not attributable to a trade or
23 business that is taxable by this state.

1 ***-1211/P5.11* SECTION 1546.** 71.05 (6) (a) 22. of the statutes is amended to
2 read:

3 71.05 (6) (a) 22. If For taxable years beginning after December 31, 2007, and
4 before January 1, 2009, if an individual is a nonresident or part-year resident of this
5 state and a portion of the amount the individual deducted as income attributable to
6 domestic production activities under section 199 of the Internal Revenue Code is
7 attributable to a trade or business that is taxable by this state, the amount deducted
8 under section 199 for federal income tax purposes and in excess of that amount,
9 multiplied by a fraction, the numerator of which is the individual's net earnings from
10 the trade or business that is taxable by this state and the denominator of which is
11 the individual's total net earnings from the trade or business to which the deduction
12 under section 199 of the Internal Revenue Code applies.

13 ***-1240/4.1* SECTION 1547.** 71.05 (6) (b) 9. of the statutes is amended to read:

14 71.05 (6) (b) 9. On assets held more than one year and on all assets acquired
15 from a decedent, ~~60%~~ 40 percent of the capital gain as computed under the internal
16 revenue code, not including capital gains for which the federal tax treatment is
17 determined under section 406 of P.L. 99-514; not including amounts treated as
18 ordinary income for federal income tax purposes because of the recapture of
19 depreciation or any other reason; and not including amounts treated as capital gain
20 for federal income tax purposes from the sale or exchange of a lottery prize. For
21 purposes of this subdivision, the capital gains and capital losses for all assets shall
22 be netted before application of the percentage.

23 ***-1319/2.2* SECTION 1548.** 71.05 (24) of the statutes is created to read:

24 71.05 (24) INCOME TAX DEFERRAL; LONG-TERM CAPITAL ASSETS. (a) In this
25 subsection:

1 1. "Claimant" means an individual; an individual partner or member of a
2 partnership, limited liability company, or limited liability partnership; or an
3 individual shareholder of a tax-option corporation.

4 2. "Financial institution" has the meaning given in s. 69.30 (1) (b).

5 3. "Long-term capital gain" means the gain realized from the sale of any capital
6 asset held more than one year that is treated as a long-term gain under the Internal
7 Revenue Code.

8 4. "Qualified new business venture" means a business certified by the
9 department of commerce under s. 560.208.

10 (b) For taxable years beginning after December 31, 2010, a claimant may
11 subtract from federal adjusted gross income any amount, up to \$10,000,000, of a
12 long-term capital gain if the claimant does all of the following:

13 1. Deposits the gain into a segregated account in a financial institution.

14 2. Within 180 days after the sale of the asset that generated the gain, invests
15 all of the proceeds in the account described under subd. 1. in a qualified new business
16 venture.

17 3. After making the investment as described under subd. 2., notifies the
18 department, on a form prepared by the department, that the claimant will not
19 declare on the claimant's income tax return the gain described under subd. 1. because
20 the claimant has reinvested the capital gain as described under subd. 2. The form
21 shall be sent to the department along with the claimant's income tax return for the
22 year to which the claim relates.

23 (c) The basis of the investment described in par. (b) 2. shall be calculated by
24 subtracting the gain described in par. (b) 1. from the amount of the investment
25 described in par. (b) 2.

1 (d) If a claimant defers the payment of income taxes on a capital gain under this
2 subsection, the claimant may not use the gain described under par. (b) 1. to net
3 capital gains and losses, as described under sub. (10) (c).

4 ***-1675/5.1* SECTION 1549.** 71.06 (1p) (d) of the statutes is amended to read:

5 71.06 (1p) (d) On all taxable income exceeding \$112,500 but not exceeding
6 \$375,000, 6.75%. *225,000*

7 ***-1675/5.2* SECTION 1550.** 71.06 (1p) (e) of the statutes is created to read: *MES*

8 71.06 (1p) (e) On all taxable income exceeding *225,000* \$375,000, 7.75 percent.

9 ***-1675/5.3* SECTION 1551.** 71.06 (2) (g) 4. of the statutes is amended to read:

10 71.06 (2) (g) 4. On all taxable income exceeding \$150,000 but not exceeding
11 \$500,000, 6.75%. *MES 300,000*

12 ***-1675/5.4* SECTION 1552.** 71.06 (2) (g) 5. of the statutes is created to read:

13 71.06 (2) (g) 5. On all taxable income exceeding *300,000* \$500,000, 7.75 percent. *MES*

14 ***-1675/5.5* SECTION 1553.** 71.06 (2) (h) 4. of the statutes is amended to read:

15 71.06 (2) (h) 4. On all taxable income exceeding \$75,000 but not exceeding
16 \$250,000, 6.75%. *MES 150,000*

17 ***-1675/5.6* SECTION 1554.** 71.06 (2) (h) 5. of the statutes is created to read:

18 71.06 (2) (h) 5. On all taxable income exceeding *150,000* \$250,000, 7.75 percent. *MES*

19 ***-1675/5.7* SECTION 1555.** 71.06 (2e) of the statutes is renumbered 71.06 (2e)

20 (a) and amended to read:

21 71.06 (2e) (a) For taxable years beginning after December 31, 1998, and before
22 January 1, 2000, the maximum dollar amount in each tax bracket, and the
23 corresponding minimum dollar amount in the next bracket, under subs. (1m) and (2)
24 (c) and (d), and for taxable years beginning after December 31, 1999, the maximum
25 dollar amount in each tax bracket, and the corresponding minimum dollar amount

1 in the next bracket, under subs. (1n), (1p) (a) to (c), and (2) (e), (f), (g) 1. to 3., and (h)
2 1. to 3., shall be increased each year by a percentage equal to the percentage change
3 between the U.S. consumer price index for all urban consumers, U.S. city average,
4 for the month of August of the previous year and the U.S. consumer price index for
5 all urban consumers, U.S. city average, for the month of August 1997, as determined
6 by the federal department of labor, except that for taxable years beginning after
7 December 31, 2000, and before January 1, 2002, the dollar amount in the top bracket
8 under subs. (1p) (c) and (d), (2) (g) 3. and 4. and (h) 3. and 4. shall be increased by a
9 percentage equal to the percentage change between the U.S. consumer price index
10 for all urban consumers, U.S. city average, for the month of August of the previous
11 year and the U.S. consumer price index for all urban consumers, U.S. city average,
12 for the month of August 1999, as determined by the federal department of labor.
13 Each amount that is revised under this subsection paragraph shall be rounded to the
14 nearest multiple of \$10 if the revised amount is not a multiple of \$10 or, if the revised
15 amount is a multiple of \$5, such an amount shall be increased to the next higher
16 multiple of \$10. The department of revenue shall annually adjust the changes in
17 dollar amounts required under this subsection paragraph and incorporate the
18 changes into the income tax forms and instructions.

19 ***-1675/5.8* SECTION 1556.** 71.06 (2e) (b) of the statutes is created to read:

20 71.06 (2e) (b) For taxable years beginning after December 31, 2009, the
21 maximum dollar amount in each tax bracket, and the corresponding minimum dollar
22 amount in the next bracket, under subs. (1p) (d) and (2) (g) 4. and (h) 4., and the dollar
23 amount in the top bracket under subs. (1p) (e) and (2) (g) 5. and (h) 5., shall be
24 increased each year by a percentage equal to the percentage change between the U.S.
25 consumer price index for all urban consumers, U.S. city average, for the month of

1 August of the previous year and the U.S. consumer price index for all urban
2 consumers, U.S. city average, for the month of August 2008, as determined by the
3 federal department of labor. Each amount that is revised under this paragraph shall
4 be rounded to the nearest multiple of \$10 if the revised amount is not a multiple of
5 \$10 or, if the revised amount is a multiple of \$5, such an amount shall be increased
6 to the next higher multiple of \$10. The department of revenue shall annually adjust
7 the changes in dollar amounts required under this paragraph and incorporate the
8 changes into the income tax forms and instructions.

9 ***-0284/P4.3* SECTION 1557.** 71.07 (2dy) of the statutes is created to read:

10 71.07 (2dy) ECONOMIC DEVELOPMENT TAX CREDIT. (a) *Definition.* In this
11 subsection, "claimant" means a person who files a claim under this subsection and
12 is certified under s. 560.701 (2) and authorized to claim tax benefits under s. 560.703.

13 (b) *Filing claims.* Subject to the limitations under this subsection and ss.
14 560.701 to 560.706, for taxable years beginning after December 31, 2008, a claimant
15 may claim as a credit against the tax imposed under s. 71.02 or 71.08, up to the
16 amount of the tax, the amount authorized for the claimant under s. 560.703.

17 (c) *Limitations.* 1. No credit may be allowed under this subsection unless the
18 claimant includes with the claimant's return a copy of the claimant's certification
19 under s. 560.701 (2) and a copy of the claimant's notice of eligibility to receive tax
20 benefits under s. 560.703 (3).

21 2. Partnerships, limited liability companies, and tax-option corporations may
22 not claim the credit under this subsection, but the eligibility for, and the amount of,
23 the credit are based on their authorization to claim tax benefits under s. 560.703.
24 A partnership, limited liability company, or tax-option corporation shall compute
25 the amount of credit that each of its partners, members, or shareholders may claim

1 and shall provide that information to each of them. Partners, members of limited
2 liability companies, and shareholders of tax-option corporations may claim the
3 credit in proportion to their ownership interests.

4 (d) *Administration.* 1. Except as provided in subd. 2., s. 71.28 (4) (e) and (f),
5 as it applies to the credit under s. 71.28 (4), applies to the credit under this
6 subsection.

7 2. If a claimant's certification is revoked under s. 560.705, or if a claimant
8 becomes ineligible for tax benefits under s. 560.702, the claimant may not claim
9 credits under this subsection for the taxable year that includes the day on which the
10 certification is revoked; the taxable year that includes the day on which the claimant
11 becomes ineligible for tax benefits; or succeeding taxable years and the claimant may
12 not carry over unused credits from previous years to offset the tax imposed under s.
13 71.02 or 71.08 for the taxable year that includes the day on which certification is
14 revoked; the taxable year that includes the day on which the claimant becomes
15 ineligible for tax benefits; or succeeding taxable years.

16 3. Section 71.28 (4) (g) and (h), as it applies to the credit under s. 71.28 (4),
17 applies to the credit under this subsection.

18 ***-0203/2.20* SECTION 1558.** 71.07 (2fd) of the statutes is repealed.

19 ***-0203/2.21* SECTION 1559.** 71.07 (3m) (a) 1. (intro.) of the statutes is amended
20 to read:

21 71.07 (3m) (a) 1. (intro.) "Claimant" means an owner of farmland, as defined
22 in s. 91.01 (9), 2007 stats., of farmland domiciled in this state during the entire year
23 for which a credit under this subsection is claimed, except as follows:

24 ***-0203/2.22* SECTION 1560.** 71.07 (3m) (a) 3. of the statutes is amended to
25 read:

1 71.07 (3m) (a) 3. "Farmland" means 35 or more acres of real property, exclusive
2 of improvements, in this state, in agricultural use, as defined in s. 91.01 (1), 2007
3 stats., and owned by the claimant or any member of the claimant's household during
4 the taxable year for which a credit under this subsection is claimed if the farm of
5 which the farmland is a part, during that year, produced not less than \$6,000 in gross
6 farm profits resulting from agricultural use, as defined in s. 91.01 (1), 2007 stats., or
7 if the farm of which the farmland is a part, during that year and the 2 years
8 immediately preceding that year, produced not less than \$18,000 in such profits, or
9 if at least 35 acres of the farmland, during all or part of that year, was enrolled in the
10 conservation reserve program under 16 USC 3831 to 3836.

11 ***-0203/2.23* SECTION 1561.** 71.07 (3m) (a) 4. of the statutes is amended to
12 read:

13 71.07 (3m) (a) 4. "Gross farm profits" means gross receipts, excluding rent,
14 from agricultural use, as defined in s. 91.01 (1), 2007 stats., including the fair market
15 value at the time of disposition of payments in kind for placing land in federal
16 programs or payments from the federal dairy termination program under 7 USC
17 1446 (d), less the cost or other basis of livestock or other items purchased for resale
18 which are sold or otherwise disposed of during the taxable year.

19 ***-0203/2.24* SECTION 1562.** 71.07 (3m) (e) of the statutes is created to read:
20 71.07 (3m) (e) *Sunset.* No new claim may be filed under this subsection for a
21 taxable year that begins after December 31, 2009.

22 ***-1117/P2.3* SECTION 1563.** 71.07 (3p) (a) 1m. of the statutes is created to read:
23 71.07 (3p) (a) 1m. "Dairy cooperative" means a business organized under ch.
24 185 or 193 for the purpose of obtaining or processing milk.

1 ***-1117/P2.4* SECTION 1564.** 71.07 (3p) (a) 3. (intro.) of the statutes is amended
2 to read:

3 71.07 (3p) (a) 3. (intro.) "Dairy manufacturing modernization or expansion"
4 means constructing, improving, or acquiring buildings or facilities, or acquiring
5 equipment, for dairy manufacturing, including the following, if used exclusively for
6 dairy manufacturing and if acquired and placed in service in this state during
7 taxable years that begin after December 31, 2006, and before January 1, 2015, or, in
8 the case of dairy cooperatives, if acquired and placed in service in this state during
9 taxable years that begin after December 31, 2008, and before January 1, 2017:

10 ***-1117/P2.5* SECTION 1565.** 71.07 (3p) (b) of the statutes is amended to read:

11 71.07 (3p) (b) *Filing claims.* Subject to the limitations provided in this
12 subsection and s. 560.207, except as provided in par. (c) 5., for taxable years
13 beginning after December 31, 2006, and before January 1, 2015, a claimant may
14 claim as a credit against the taxes imposed under s. 71.02 or 71.08, up to the amount
15 of the tax, an amount equal to 10 percent of the amount the claimant paid in the
16 taxable year for dairy manufacturing modernization or expansion related to the
17 claimant's dairy manufacturing operation.

18 ***-1117/P2.6* SECTION 1566.** 71.07 (3p) (c) 2m. b. of the statutes is amended to
19 read:

20 71.07 (3p) (c) 2m. b. The maximum amount of the credits that may be claimed
21 by all claimants, other than members of dairy cooperatives, under this subsection
22 and ss. 71.28 (3p) and 71.47 (3p) in fiscal year 2008-09, and in each fiscal year
23 thereafter, is \$700,000, as allocated under s. 560.207.

24 ***-1117/P2.7* SECTION 1567.** 71.07 (3p) (c) 2m. bm. of the statutes is created
25 to read:

1 71.07 (3p) (c) 2m. bm. The maximum amount of the credits that may be claimed
2 by members of dairy cooperatives under this subsection and ss. 71.28 (3p) and 71.47
3 (3p) in fiscal year 2009-10 is \$600,000, as allocated under s. 560.207, and the
4 maximum amount of the credits that may be claimed by members of dairy
5 cooperatives under this subsection and ss. 71.28 (3p) and 71.47 (3p) in fiscal year
6 2010-11, and in each fiscal year thereafter, is \$700,000, as allocated under s.
7 560.207.

8 *-1117/P2.8* SECTION 1568. 71.07 (3p) (c) 3. of the statutes is amended to read:

9 71.07 (3p) (c) 3. Partnerships, limited liability companies, and tax-option
10 corporations, and dairy cooperatives may not claim the credit under this subsection,
11 but the eligibility for, and the amount of, the credit are based on their payment of
12 expenses under par. (b), except that the aggregate amount of credits that the entity
13 may compute shall not exceed \$200,000 for each of the entity's dairy manufacturing
14 facilities. A partnership, limited liability company, ~~or~~ tax-option corporation, or
15 dairy cooperative shall compute the amount of credit that each of its partners,
16 members, or shareholders may claim and shall provide that information to each of
17 them. Partners, members of limited liability companies, and shareholders of
18 tax-option corporations may claim the credit in proportion to their ownership
19 interest. Members of a dairy cooperative may claim the credit in proportion to the
20 amount of milk that each member delivers to the dairy cooperative, as determined
21 by the dairy cooperative.

22 *-1117/P2.9* SECTION 1569. 71.07 (3p) (c) 5. of the statutes is created to read:

23 71.07 (3p) (c) 5. A claimant who is a member of a dairy cooperative may claim
24 the credit, based on amounts described under par. (b) that are paid by the dairy

1 cooperative, for taxable years beginning after December 31, 2008, and before
2 January 1, 2017.

3 ***-1117/P2.10* SECTION 1570.** 71.07 (3p) (c) 6. of the statutes is created to read:

4 71.07 (3p) (c) 6. No credit may be allowed under this subsection unless the
5 claimant submits with the claimant's return a copy of the claimant's credit
6 certification and allocation under s. 560.207.

7 ***-1117/P2.11* SECTION 1571.** 71.07 (3p) (d) 2. of the statutes is amended to
8 read:

9 71.07 (3p) (d) 2. If Except as provided in subd. 3., if the allowable amount of
10 the claim under par. (b) exceeds the tax otherwise due under s. 71.02 or 71.08 ~~or no~~
11 ~~tax is due under s. 71.02 or 71.08~~, the amount of the claim not used to offset the tax
12 due shall be certified by the department of revenue to the department of
13 administration for payment by check, share draft, or other draft drawn from the
14 appropriation account under s. 20.835 (2) (bn).

15 ***-1117/P2.12* SECTION 1572.** 71.07 (3p) (d) 3. of the statutes is created to read:

16 71.07 (3p) (d) 3. With regard to claims that are based on amounts described
17 under par. (b) that are paid by a dairy cooperative, if the allowable amount of the
18 claim under par. (b) exceeds the tax otherwise due under s. 71.02 or 71.08, the
19 amount of the claim not used to offset the tax due shall be certified by the department
20 of revenue to the department of administration for payment by check, share draft,
21 or other draft drawn from the appropriation account under s. 20.835 (2) (bp).

22 ***-1116/P3.2* SECTION 1573.** 71.07 (3r) of the statutes is created to read:

23 71.07 (3r) MEAT PROCESSING FACILITY INVESTMENT CREDIT. (a) *Definitions.* In this
24 subsection:

25 1. "Claimant" means a person who files a claim under this subsection.

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1 2. "Meat processing" means processing livestock into meat products or
2 processing meat products for sale commercially.

3 3. "Meat processing modernization or expansion" means constructing,
4 improving, or acquiring buildings or facilities, or acquiring equipment, for meat
5 processing, including the following, if used exclusively for meat processing and if
6 acquired and placed in service in this state during taxable years that begin after
7 December 31, 2008, and before January 1, 2017:

8 a. Building construction, including livestock handling, product intake, storage,
9 and warehouse facilities.

10 b. Building additions.

11 c. Upgrades to utilities, including water, electric, heat, refrigeration, freezing,
12 and waste facilities.

13 d. Livestock intake and storage equipment.

14 e. Processing and manufacturing equipment, including cutting equipment,
15 mixers, grinders, sausage stuffers, meat smokers, curing equipment, cooking
16 equipment, pipes, motors, pumps, and valves.

17 f. Packaging and handling equipment, including sealing, bagging, boxing,
18 labeling, conveying, and product movement equipment.

19 g. Warehouse equipment, including storage and curing racks.

20 h. Waste treatment and waste management equipment, including tanks,
21 blowers, separators, dryers, digesters, and equipment that uses waste to produce
22 energy, fuel, or industrial products.

23 i. Computer software and hardware used for managing the claimant's meat
24 processing operation, including software and hardware related to logistics,